



Atty Dkt No. 9950-0002  
PATENT

19

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of:

Jorj Terry ULRICH et al.

Confirmation No.: 5731

Serial No.: 09/402,273

Group Art Unit: 1644

Filing Date: December 13, 1999

Examiner: Phuong N. HUYNH

Title: ALLERGEN FORMULATION

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**NOTICE OF APPEAL**

**MAY 2, 7 2003**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TECH CENTER 1600/2900**

Sir:

All finally rejected claims (specifically, claims 1, 2, 6-8, and 15-23) in the decision of the Primary Examiner dated February 26, 2003, are hereby appealed to the Board of Appeals.

- An Appeal Fee is not required.
- A check to cover the Appeal Fee of \$320 (37 CFR 1.17(b)) is enclosed.
- Please charge the Appeal Fee of \$320 to Deposit Account No. 18-0580.
- A Petition for Extension of Time and a check to cover the extension fee of \$0 is enclosed.
- Total amount of check in enclosed is \$320.

The Commissioner is hereby authorized to charge any fees under 37 CFR §§ 1.16, 1.17 and 1.21 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 18-0580.

05/23/2003 0ABRAKAI 00000018 09402273

Respectfully submitted,

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320.00 CP

By:

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(to be used for all correspondence after initial filing)

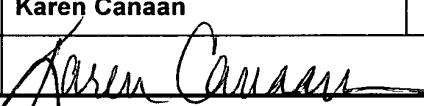
Total Number of Pages in This Submission **2**Application Number **09/402,273**Filing Date **December 13, 1999**First Named Inventor **Jorj Terry ULRICH**Art Unit **1644**Examiner Name **Phuong N. HUNYH**Attorney Docket Number **9950-0002**

AF/1500

MAY 27 2003

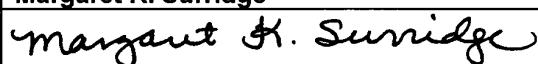
ENCLOSURES (Check all that apply)		
<input type="checkbox"/> No Fee Due <input type="checkbox"/> Fee Transmittal <input checked="" type="checkbox"/> Fee(s) Due <input type="checkbox"/> Fee Transmittal (+ copy) <input checked="" type="checkbox"/> Check for \$320 <input checked="" type="checkbox"/> Charge any underpayment or credit any overpayment to Deposit Account No. 18-0580 <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement & Form(s) PTO-1449 <input type="checkbox"/> Copy(ies) of cited reference(s) <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts / Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s):	<input type="checkbox"/> After Allowance Communication to a Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks:		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Name (print/type)	<b>Karen Canaan</b>	Registration No. (Attorney/Agent)	<b>42,382</b>	Telephone	<b>(650) 330-0900</b>
Signature				Date	<b>May 19, 2003</b>

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 19, 2003.

Name (print/type)	<b>Margaret K. Surridge</b>	Date	
Signature		Date	<b>May 19, 2003</b>